Norman C. Kleinberg Theodore V. H. Mayer William J. Beausoleil HUGHES HUBBARD & REED LLP One Battery Park Plaza New York, New York 10004-1482 (212) 837-6000

Paul F. Strain M. King Hill, III David J. Heubeck VENABLE LLP 750 E. Pratt Street, Suite 900 Baltimore, Maryland 21202 (410) 244-7400

Attorneys for Defendant Merck & Co., Inc.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

-----X IN RE: Fosamax Products Liability Litigation 1:06-md-1789 (JFK) This Document Relates to: NOTICE OF APPEARANCE Jacqueline A. Lee, individually, as next of kin of and as Personal Representative of the Estate of Velda M. Lee, deceased v. Merck & Co., Inc. Case No: 1:08-cv-6132-JFK -----X

PLEASE TAKE NOTICE that David J. Heubeck hereby enters his appearance as counsel of record in the above referenced causes of action. All inquiries, pleadings and court documents should be filed and served upon the undersigned.

Dated: August 8, 2008 New York, New York

Respectfully submitted,

By: /s/
David J. Heubeck

Venable LLP 750 E. Pratt Street, Suite 900 Baltimore, Maryland 21202 Tel: (410) 244-7731 Fax: (410) 244-7742

Email: djheubeck@venable.com

CERTIFICATE OF SERVICE

I hereby certify that on August 8, 2008, the foregoing NOTICE OF APPEARANCE was filed electronically and served electronically, pursuant to the Court's Case Management Order, via the Court's CM/ECF system.

Venable LLP 750 E. Pratt Street, Suite 900 Baltimore, Maryland 21202

Tel: (410) 244-7731 Fax: (410) 244-7742

Email: djheubeck@venable.com